

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re Terrorist Attacks on September 11, 2001	03-md-1570 (GBD)(SN) ECF Case
This document relates to:  <i>Thomas Burnett, Sr., et al. v. The Islamic Republic of Iran, et al.</i>	15-cv-9903 (GBD)(SN) ECF Case

**ORDER OF PARTIAL FINAL DEFAULT JUDGMENTS ON BEHALF OF  
BURNETT/IRAN PLAINTIFFS IDENTIFIED AT EXHIBITS A AND B**

**(BURNETT / IRAN XXVI)**

Upon consideration of the evidence and arguments submitted by Plaintiffs identified in Exhibits A and B to this Order, plaintiffs in *Burnett, et al. v. Islamic Rep. of Iran, et al.*, Case No. 15-cv-9903 (GBD)(SN), who are each a spouse, parent, child, or sibling (or the estate of a spouse, parent, child, or sibling) of a victim killed in the terrorist attacks on September 11, 2001 (as identified on Exhibit A), or the estate of an individual who was killed in the terrorist attacks on September 11, 2001 (as identified on Exhibit B), and the Judgment by Default for liability only against the Islamic Republic of Iran, the Islamic Revolutionary Guard Corps, and the Central Bank of the Islamic Republic of Iran (collectively, the “Iran Defendants”) entered on January 31, 2017 (15-cv-9903, ECF No.85), together with the entire record in this case, it is hereby;

**ORDERED** that service of process was effected upon the Iran Defendants in accordance with 28 U.S.C. § 1608(a) for sovereign defendants and 28 U.S.C. § 1608(b) for agencies and instrumentalities of sovereign defendants;

**ORDERED** that partial final judgment is entered against the Iran Defendants and on behalf of the Plaintiffs in *Burnett, et al. v. Islamic Rep. of Iran, et al.*, Case No. 15-cv-9903 (GBD)(SN), as identified in the attached Exhibit A, who are each a spouse, parent, child, or sibling (or the estate

of a spouse, parent, child, or sibling) of individuals killed in the terrorist attacks on September 11, 2001, as indicated in Exhibit A, and it is

**ORDERED** that Plaintiffs identified in Exhibit A are awarded: solatium damages of \$12,500,000 per spouse, \$8,500,000 per parent, \$8,500,000 per child, and \$4,250,000 per sibling, as set forth in Exhibit A; and it is

**ORDERED** that partial final judgment is entered against the Iran Defendants and on behalf of the Plaintiffs in *Burnett, et al. v. Islamic Rep. of Iran, et al.*, Case No. 15-cv-9903 (GBD)(SN), as identified in the attached Exhibit B, who are each the estate of a victim of the terrorist attacks on September 11, 2001, as indicated in Exhibit B, and it is

**ORDERED** that Plaintiffs identified in Exhibit B are awarded: compensatory damages for decedents' pain and suffering in an amount of \$2,000,000 per estate, as set forth in Exhibit B (to the extent not previously so awarded); and it is

**ORDERED** that Plaintiffs identified in the expert reports attached as Exhibit C to the Declaration of John M. Eubanks, dated May 18, 2022 (and identified in Exhibit B), are awarded economic damages as set forth in Exhibit B and as supported by the expert reports and analyses submitted as Exhibit C of the Eubanks Declaration, and it is

**ORDERED** that Plaintiffs identified in Exhibits A and B are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from September 11, 2001 until the date of judgment; and it is

**ORDERED** that Plaintiffs identified in Exhibits A and B may submit an application for punitive damages, economic damages, or other damages (to the extent such awards have not previously been ordered) at a later date consistent with any future rulings made by this Court on this issue, and it is

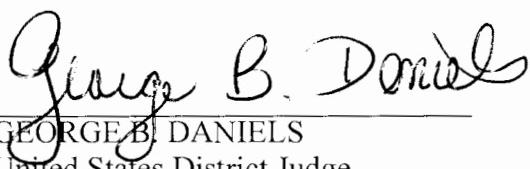
**ORDERED** that the remaining *Burnett/Iran* Plaintiffs not appearing on Exhibits A or B, may submit in later stages applications for damages awards, and to the extent they are for solatium or by estates for compensatory damages' for decedents' pain and suffering from the September 11 attacks, they will be approved consistent with those approved herein for the Plaintiffs appearing on Exhibits A and B.

Furthermore, the Court respectfully directs the Clerk of the Court to terminate the motion at ECF No. 8029 in 03-MDL-1570 (GBD)(SN) and ECF No. 597 in 15-cv-9903 (GBD)(SN).

Dated: New York, New York

JUL 19 2022

**SO ORDERED:**

  
GEORGE B. DANIELS  
United States District Judge



#	9/11 DECEDENTS FIRST NAME	9/11 DECEDENTS MIDDLE NAME	9/11 DECEDENTS LAST NAME	PLAINTIFFS FIRST NAME	PLAINTIFFS MIDDLE NAME	PLAINTIFFS LAST NAME	SUFFIX	RELATIONSHIP TO DECEDENT	SOLATUM		ECF # OF ANY PRIOR DAMAGES	ECF # ADDING PLAINTIFF TO ACTION
									SUPERIOR COURT JURISDICTION	GENERAL JURISDICTION		
1	Cesar	A.	Alviar	Christopher	Fernandez	Alviar		Child	\$	8,500,000.00	N/A	53
2	Cesar	A.	Alviar	Grace	Fernandez	Alviar		Spouse	\$	12,500,000.00	N/A	53
3	Cesar	A.	Alviar	Gemma	Alviar	Clemente		Child	\$	8,500,000.00	N/A	53
4	Cesar	A.	Alviar	Grania	Alviar	Tan		Child	\$	8,500,000.00	N/A	53
5	Deora	Frances	Bodley	Derrill	George	Bodley		Parent	\$	8,500,000.00	N/A	588
6	Robert	D.	Cirri	Sr. Eileen		Cirri		Spouse	\$	12,500,000.00	N/A	53
7	Robert	D.	Cirri	Sr. Maria	Barsanti	Cirri		Parent	\$	8,500,000.00	N/A	588
8	Jennifer		Delcous	Jacinda	Lynn	De Jesus		Child	\$	8,500,000.00	N/A	588
9	Amelia	V.	Fields	Donzell	Elizabeth	Walker		Sibling	\$	4,250,000.00	N/A	588
10	Douglas	Alan	Gowell	Barbara	Joan	Gowell		Spouse	\$	12,500,000.00	N/A	53
11	Douglas	Alan	Gowell	Jessica	Lee	Gowell		Child	\$	8,500,000.00	N/A	53
12	Douglas	Alan	Gowell	Michael	Douglas	Gowell		Child	\$	8,500,000.00	N/A	53
13	John	P.	Hart	Amy	Lynn	Gruver		Child	\$	8,500,000.00	N/A	588
14	John	P.	Hart	Emily	Christine	Hart		Child	\$	8,500,000.00	N/A	588
15	John	P.	Hart	Jeffrey	Scott	Hart		Child	\$	8,500,000.00	N/A	588
16	John	P.	Hart	Laurie	Sue	Hart		Spouse	\$	12,500,000.00	N/A	53
17	John	P.	Hart	Westin	James	Hart		Child	\$	8,500,000.00	N/A	588
18	Dennis	P.	McHugh	Michael		McHugh (Estate of)		Parent	\$	8,500,000.00	N/A	588
19	Dennis	P.	McHugh	Olivia	Mary	McHugh (Estate of)		Parent	\$	8,500,000.00	N/A	588
20	Charles	M.	Mills	II	Charles	M.	III	Child	\$	8,500,000.00	N/A	53
21	John	Joseph	Murray	Patricia	Helen	Murray (Estate of)		Spouse	\$	12,500,000.00	N/A	53
22	Francis	J.	Nazario	Julianne	Hilbert			Spouse	\$	12,500,000.00	N/A	53
23	Francis	J.	Nazario	Lena	Maryann	Nazario		Child	\$	8,500,000.00	N/A	588
24	John		Ballantine	John	Ballantine	Jr.		Child	\$	8,500,000.00	N/A	588
25	Gerald	M.	Olcott	Jill	Stefanie	Olcott		Child	\$	8,500,000.00	N/A	588
26	Paul	John	Pansini	Loretta	Ann	Halpert		Sibling	\$	4,250,000.00	N/A	53
27	Barbara	A.	Shaw	Janine	Louise	Van Riper		Child	\$	8,500,000.00	N/A	53



EXHIBIT B								
#	9/11 DECEASED FIRST NAME	9/11 DECEASED MIDDLE NAME	9/11 DECEASED LAST NAME	SUPERIOR	DECEASED PAIN AND SUFFERING PREVIOUSLY FILED	DECEASED PAIN AND SUFFERING PREVIOUSLY FILED	TOTAL FINAL JUDGMENT AMOUNT FOR ESTATE	ECF NO. OF ANY PRIOR DAMAGES AWARDS IN MDL1570
1	Eustace	Patrick	Bacchus		\$ 2,000,000.00		\$ 2,000,000.00	n/a
2	Brett	T.	Bailey		\$ 2,000,000.00	\$ 18,897,958.00	\$ 20,897,958.00	ECF#5975 Bailey
3	Gregory	Joseph	Buck		\$ 2,000,000.00	\$ 8,854,741.00	\$ 10,854,741.00	ECF#5975 Buck
4	Constantine		Economos		\$ 2,000,000.00		\$ 2,000,000.00	ECF#53, ¶1418, Audrey Economos
5	David	Reed	Gambou-Brandhorst		\$ 2,000,000.00	\$ 16,034,834.00	\$ 18,034,834.00	n/a
6	Douglas	Alan	Gowell		\$ 2,000,000.00	\$ 7,694,617.00	\$ 9,604,617.00	ECF#53, ¶3058, Barbara Gowell
7	Steven	Michael	Hagis		\$ 2,000,000.00	\$ 28,394,564.00	\$ 30,394,564.00	n/a
8	Dana	Rey	Hannon		\$ 2,000,000.00		\$ 2,000,000.00	n/a
9	Walced		Iskandar		\$ 2,000,000.00	\$ 14,530,520.00	\$ 16,530,520.00	ECF#5975 Iskandar
								ECF#53, ¶1400, Gloria Hagis ECF#53, ¶1739, Thomas Hannon; Successor PR Kyle E. Bickford

EXHIBIT B						
#	9/11 DECEASED'S FIRST NAME	9/11 DECEASED'S MIDDLE NAME	9/11 DECEASED'S LAST NAME	SUFFIX	DECEDENT PAIN AND SUFFERING PREVIOUSLY FILED	DECEDENT PAIN AND SUFFERING PREVIOUSLY FILED
10	Maria		LaVache	Jr.	\$ 2,000,000.00	\$ 2,000,000.00
11	John	Joseph	Murray	Jr.	\$ 2,000,000.00	\$ 2,000,000.00
12	John	Ballantine	Niven		\$ 2,000,000.00	\$ 2,000,000.00
13	Joseph	Francis	Sacerdote		\$ 2,000,000.00	\$ 9,479,496.00
14	Eugene	Michael	Whelan		\$ 2,000,000.00	\$ 9,084,227.00
						<b>TOTAL: \$ 140,880,957.00</b>

ECF NO. OF ANY PRIOR DAMAGES AWARDS IN MDL1570	ECF NO. - PERSONAL REPRESENTATIVE (PARAGRAPH IN AMENDED COMPLAINT-- OR OTHER NOTED PLEADING--WHERE CLAIMS APPEAR)
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ECF#53, ¶2319, Joseph L. Lavache; Successor PR Mary Jane LaVache	ECF#53, ¶293, Spouse Doc AP19; see Order granting Motion to Substitute, ECF# 582, substituting John Murray as successor PR for the estate John Joseph Murray, Jr.
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n/a	ECF#53, ¶1426, Ellen Niven ECF#53, ¶3112, Arlene Sacerdote ECF#53, ¶1940, Alfred L. Whelan, Sr.
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